

Willful Penalty Calculation

Taxpayer Name: Juan Reyes

Taxpayer Name:		Juan Reyes		Statutory		Mitigated Penalties IRM 4.26.16.3.6				Actual Penalty	
				31 USC 5321(a)(5)(C) & (D)		Level 1	Level 2	Level 3	Level 4	Total	Proposed
		Maximum Account Balance during the year ending 12/31/200X	Closing Balance on FBAR Filing Due Date (6/30/200X)	Owner ship Percentage	Adjusted Maximum Account Balance subject to penalty	Adjusted Closing Account Balance on Due Date subject to penalty	The greater of A) \$1,000/year or B) 5% of the MAB during the year/violation	For each acct: the greater of A) \$5,000 or B) 10% of the maximum balance in the account during the year	For each acct: the greater of A) 10% of the maximum balance during the year or B) 50% of the balance as of the last day for filing the FBAR (6/30/xx)	For each Level 4 acct: the greater of A) \$100,000 or B) 50% of the balance in the account as of the last day for filing the FBAR (6/30/xx)	
2010	Statute:										
	Lloyds TSB Bank	2,161,500	2,113,813	50%	1,080,750	1,056,907	1,056,907	-	-	528,453	172,022
		\$ 2,161,500			\$ 1,080,750	\$ 1,056,907	\$ 1,056,907	\$ -	\$ -	\$ 528,453	\$ 172,022
2011	Statute:										
	Lloyds TSB Bank	2,113,813	2,064,268	50%	1,056,907	1,032,129	1,032,129	-	-	516,065	172,022
		\$ 2,113,813			\$ 1,056,907	\$ 1,032,129	\$ 1,032,129	\$ -	\$ -	\$ 516,065	\$ 172,022
2012	Statute:										
	Lloyds TSB Bank	2,113,485	2,101,330	50%	1,056,743	1,050,665	1,050,665	-	-	525,333	172,021
		\$ 2,113,485			\$ 1,056,743	\$ 1,050,665	\$ 1,050,665	\$ -	\$ -	\$ 525,333	\$ 172,021
Total Penalties for All Years						\$ 3,139,701				\$ 1,569,850	\$ 516,065

ANALYSIS & CONCLUSION:

[Using 50% of 6/30/2012 balance to spread evenly over 2010 - 2012.]

Exhibit

BB